

Message Text

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PAGE 01 STATE 114773
ORIGIN COME-00

INFO OCT-01 EA-12 ISO-00 EB-08 /021 R

DRAFTED BY COM:OIFI:FBP:JMLIGHTMAN/MMP
APPROVED BY EB/IF/BP:HARVEY J. WINTER
STATE/OBP/SBRATTAIN
COMMERCE/PTO/DALLEN

-----027288 051825Z /45

R 051542Z MAY 78
FM SECSTATE WASHDC
TO AMEMBASSY SEOUL

UNCLAS STATE 114773

E.O. 11652:N/A

TAGS:EIND, KS

SUBJECT: TRADEMARK APPLICATION FOR AMIKACIN

1. THE DEPARTMENT OF COMMERCE MAINTAINS A PROGRAM TO PROTECT FOREIGN MARKETS FOR AMERICAN PRODUCTS AND SERVICES BY OPPOSING THE REGISTRATION BY FOREIGN GOVERNMENTS OF TRADEMARKS WHICH ARE GENERIC TERMS. IF SUCH MARKS ARE SUCCESSFULLY REGISTERED, THEY WOULD IMPEDE THE IMPORTATION OF PRODUCTS CONTAINING THE SAME WORD IN THE LABEL. FOR EXAMPLE, IF THE WORD "BEAN" WERE SUCCESSFULLY REGISTERED AS AN EXCLUSIVE TRADEMARK IN A COUNTRY, THEN ANY PRODUCT WITH "BEAN" ON THE LABEL (E.G., DEL MONTE GREEN BEANS, LIBBY BUTTER BEANS) COULD NOT BE LEGALLY SOLD IN THAT COUNTRY.

2. IN IMPLEMENTING THIS PROGRAM, COMMERCE WORKS CLOSELY WITH THE UNITED STATES TRADEMARK ASSOCIATION (USTA) AND OTHER TRADE GROUPS SINCE THESE ORGANIZATIONS THROUGH THEIR MEMBERS RECEIVE EXTENSIVE COMMERCIAL INTELLIGENCE ON UNCLASSIFIED

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PAGE 02 STATE 114773

PENDING TRADEMARK APPLICATIONS. THE USTA HAS INFORMED COMMERCE OF AN APPLICATION TO REGISTER THE TERM AMIKACIN (IN CLASS 10 FOR ANTIBIOTICS) RECENTLY FILED IN KOREA.

3. ACTION REQUESTED: EMBASSY REQUESTED TO CONTACT APPROPRIATE OFFICIALS AND EXPRESS OBJECTION TO APPLICATION NO. 76-7954 FILED SEPTEMBER 24, 1976 TO REGISTER AMIKACIN

IN CLASS 10 FOR AN ANTIBIOTIC PRODUCT ON GROUNDS TERM IS
GENERIC AND NOT PROPERLY REGISTRABLE AS EXCLUSIVE TRADE-
MARK. OPPOSITION PERIOD EXPIRES MAY 6, 1978. REPORT
ON RESULTS REQUESTED. CHRISTOPHER

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Message Attributes

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Channel Indicators: n/a
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Draft Date: 05 may 1978
Decaption Date: 01 jan 1960
Decaption Note:
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Disposition Approved on Date:
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Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
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Disposition Remarks:
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ISecure: 1
Legacy Key: link1978/newtext/t19780588/aaaacxaw.tel
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Litigation Codes:
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SAS ID: 2775984
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